

FORM PTO-1390 OFFICE (Modified)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK	
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER 37960-000108/US U.S. APPLICATION NO. (If known, see 37 CFR 1.5) NEW APPLICATION EXPRESS MAIL LABEL NO. 107542504	
INTERNATIONAL APPLICATION NO. PCT/CH2004/000004	INTERNATIONAL FILING DATE January 9, 2004	PRIORITY DATE CLAIMED January 17, 2003	
TITLE OF INVENTION METHOD AND DEVICE FOR APPLYING A FILM PIECE TO A CAN BODY			
APPLICANT(S) FOR DO/EO/US Werner BOLTSHAUSER			
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:			
1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.			
2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.			
3. <input checked="" type="checkbox"/> This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39 (1).			
4. <input checked="" type="checkbox"/> The US has been elected by the expiration of 19 months from the priority date (Article 31).			
5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))			
a. <input checked="" type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau). WO 2004/065273 A2 and A3			
b. <input checked="" type="checkbox"/> has been transmitted by the International Bureau.			
c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).			
6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).			
a. <input checked="" type="checkbox"/> is transmitted herewith.			
b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4)			
7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)).			
a. <input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau).			
b. <input type="checkbox"/> have been transmitted by the International Bureau.			
c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.			
d. <input checked="" type="checkbox"/> have not been made and will not be made.			
8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).			
9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).			
10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).			
Items 11. to 20. below concern document(s) or information included:			
11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98-1449, International Search Report (PCT/ISA/210) and PTO Form 1449 listing five (5) references, enclosing one (1) reference			
12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.			
13. <input checked="" type="checkbox"/> A FIRST preliminary amendment.			
14. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment.			
15. <input checked="" type="checkbox"/> A substitute specification.			
16. <input type="checkbox"/> A change of power of attorney and/or address letter.			
17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821-1.825.			
18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4).			
19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).			
20. <input checked="" type="checkbox"/> Other items or information:			
1) Co-pending Letter w/sealed envelope			
2) PCT Forms			
3) Six (6) Sheets of Formal Drawings			

U.S. APPLICATION NO. (If known) 13/542504 NEW APPLICATION		INTERNATIONAL APPLICATION NO. PCT/CH2004/000004		ATTORNEY'S DOCKET NUMBER 37960-000108/US	
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21. <input checked="" type="checkbox"/> The following fees are submitted: PCT FEES – NATIONAL STAGE: <table style="width:100%;"> <tr> <th style="text-align:left;">Fee Code</th> <th style="text-align:left;">Description</th> <th style="text-align:right;">Fee</th> </tr> <tr> <td>1631</td> <td>Basic National Stage Fee.....</td> <td style="text-align:right;">\$300.00</td> </tr> <tr> <td>1632</td> <td>National Stage Search Fee.....</td> <td style="text-align:right;">\$400.00</td> </tr> <tr> <td></td> <td>(Search report prepared and provided to USPTO)</td> <td></td> </tr> <tr> <td>1633</td> <td>National Stage Examination Fee.....</td> <td style="text-align:right;">\$200.00</td> </tr> </table>				Fee Code	Description	Fee	1631	Basic National Stage Fee.....	\$300.00	1632	National Stage Search Fee.....	\$400.00		(Search report prepared and provided to USPTO)		1633	National Stage Examination Fee.....	\$200.00	CALCULATIONS PTO USE ONLY <table style="width:100%;"> <tr> <td style="width:10%;">\$</td> <td style="width:40%; text-align:right;">900.00</td> <td style="width:50%;"></td> </tr> <tr> <td>\$</td> <td style="text-align:right;">130.00</td> <td></td> </tr> </table>		\$	900.00		\$	130.00	
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1631	Basic National Stage Fee.....	\$300.00																								
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\$	900.00																									
\$	130.00																									

ENTER APPROPRIATE FEE AMOUNT =					
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 Months from the earliest claimed priority date (37 CFR 1.492(e)).					

PAGES	PAGES FILED	EXTRA PAGES FILED IN 50 PAGE SEGMENTS	RATE		
Total Pages	42 - 100 =	0	X 250.00	\$	0.00

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total Claims	20 - 20 =	0	X \$50.00	\$	0.00
Independent Claims	3 - 3 =	0	X \$200.00	\$	0.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360.00	\$	0.00

TOTAL OF ABOVE CALCULATIONS =				\$	1030.00
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$	515.00
SUBTOTAL =				\$	515.00
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 Months from the earliest claimed priority date (37 CFR 1.492(f)).				\$	
TOTAL NATIONAL FEE =				\$	515.00
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				\$	0.00
TOTAL FEES ENCLOSED =				\$	515.00
				Amount to be:	\$
				refunded	
				charged	\$

a. ☒ A check in the amount of **\$515.00** to cover the above fees is enclosed.

b. ☐ Please charge my Deposit Account. No. 08-0750 in the amount of \$ to cover the above fees.
A triplicate copy of this sheet is enclosed.

c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 08-0750.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

Send all correspondence to:
Harness, Dickey & Pierce, P.L.C – Customer No. 30593
Post Office Box 8910
Reston, Virginia 20195

Date: July 15, 2005

By Donald J. Daley
 Donald J. Daley, Reg. No. 34,313

DJD:bof

10/542504

PATENT

37960-000108/US

JC18 Rec'd PCT/PTO

15 JUL 2005

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant(s): Werner BOLTSHAUSER
Int'l App. No.: PCT/CH2004/000004
Application No.: NEW APPLICATION
Filed: July 15, 2005
For: METHOD AND DEVICE FOR APPLYING A FILM PIECE TO A
CAN BODY

LETTER

Customer Service Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314
Mail Stop PCT

July 15, 2005

Sir:

Under the provisions of MPEP § 2001.06(b), the Examiner is hereby advised of the following
co-pending U.S. Application:

<u>Appl. No.</u>	<u>Filing Date</u>	<u>Group</u>
10/502,939	April 4, 2005	Unknown

The subject matter contained in the above-listed co-pending U.S. application may be deemed
to relate to the present application, and thus may be material to the prosecution of this instant
application.

10/542504
JC18 Rec'd PCT/PTO 15 JUL 2005

New PCT National Phase Application
Docket No. 37960-000108/US


The above-listed co-pending application is not to be construed as prior art. By bringing the above-listed application to the attention of the Examiner, Applicant does NOT waive any confidentiality concerning the above-listed co-pending application or this application. See MPEP § 101. Furthermore, if said application should not mature into patents or otherwise publish, such application should be preserved in secrecy under the provisions of 35 U.S.C. § 122 and 37 C.F.R. § 1.14.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 08-0750 for any additional fee required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

HARNESS, DICKEY, & PIERCE, P.L.C.

By


Donald J. Daley, Reg. No. 34,313

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(703) 668-8000

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